

(b) The LDEQ submitted to the EPA on November 17, 1994, a petition requesting that the Baton Rouge serious ozone nonattainment area be exempted from the NO_x control requirements of the CAA. In addition, supplemental information was submitted to the EPA by the LDEQ on January 26, 1995, June 6, 1995, and June 16, 1995. The Baton Rouge nonattainment area consists of East Baton Rouge, West Baton Rouge, Pointe Coupee, Livingston, Iberville, and Ascension Parishes. The exemption request was based on photochemical grid modeling which shows that reductions in NO_x would not contribute to attainment in the nonattainment area. On January 18, 1996, the EPA approved the State's request for an areawide exemption from the following requirements: NO_x new source review, NO_x reasonably available control technology, NO_x general conformity, and NO_x inspection and maintenance requirements.

(c) The LDEQ submitted to the EPA on July 25, 1995, a revision to the SIP, pursuant to section 182(b)(1), requesting that the Baton Rouge serious ozone nonattainment area be exempted from the transportation conformity NO_x requirements of the CAA. The Baton Rouge nonattainment area consists of East Baton Rouge, West Baton Rouge, Pointe Coupee, Livingston, Iberville, and Ascension Parishes. The exemption request was based on photochemical grid modeling which shows that additional reductions in NO_x would not contribute to attainment in the nonattainment area. On February 12, 1996, the EPA approved the State's request for an areawide exemption from the transportation conformity NO_x requirements.

(d) The LDEQ submitted to the EPA on October 28, 1994, a petition requesting that the Lake Charles marginal ozone nonattainment area be exempted from the NO_x control requirements of the Act. The Lake Charles nonattainment area consists of Calcasieu Parish. The exemption request was based on photochemical grid modeling which shows that reductions in NO_x would not contribute to attainment in the nonattainment area. On May 27, 1997, the EPA approved the State's request for an area-wide exemption from the

following requirements: NO_x new source review, NO_x general conformity, and NO_x transportation conformity requirements. The waiver was granted on the basis of modeling, and ambient air quality data demonstrating the area has attained the ozone NAAQS.

[60 FR 5864, Jan. 31, 1995, as amended at 61 FR 2446, Jan. 26, 1996; 61 FR 7221, Feb. 27, 1996; 62 FR 29078, May 29, 1997]

§ 52.993 Emissions inventories.

(a) The Governor of the State of Louisiana submitted the 1990 base year emission inventories for the Baton Rouge (BTR) and Calcasieu Parish (CAL) ozone nonattainment areas on November 16, 1992 as a revision to the State Implementation Plan (SIP). The 1990 base year emission inventory requirement of section 182(a)(1) of the Clean Air Act, as amended in 1990, has been satisfied for each of these areas.

(b) The inventories are for the ozone precursors which are volatile organic compounds, nitrogen oxides, and carbon monoxide. The inventories cover point, area, non-road mobile, on-road mobile, and biogenic sources.

(c) The BTR nonattainment area is classified as Serious and includes Ascension, East Baton Rouge, Iberville, Livingston, Point Coupee, and West Baton Rouge Parishes; the CAL nonattainment area is classified as Marginal and includes Calcasieu Parish.

[60 FR 13911, Mar. 15, 1995]

§ 52.994 Conditional approvals.

(a) General Conformity. A letter, dated December 5, 1995, from Assistant Secretary of the Louisiana Department of Environmental Quality to the EPA Regional Administrator, commits the State to make corrections in section 1405(B) for restoring the EPA's authority in certain sections of the rule. Specifically, the letter states that:

The State of Louisiana submitted a State Implementation Plan (SIP) for General Conformity on November 30, 1994. The SIP review conducted by EPA General Counsel identified an inconsistency with the federal rule.

EPA's General Counsel advised that under 40 CFR 51.859 and LAC 33:III.1411, administrative authority belongs to EPA; and clarifies that all requirements of Section 51.859 (State's 1411) are applicable to any analyses

§ 52.995

required in 40 CFR 51.859 (State's LAC 33:III.1405). To clarify that requirements of Section 1411 are applicable to Section 1405 and to correct the inconsistency, the sentence cited in EPA's review will be changed to read as follows: 'Emissions from federal actions must be determined using methods described in Section 1411 of this Subchapter.' Since Section 1411 gives administrative authority to EPA regional administrator, no further clarification will be needed.

The State commits to make the above rule change within one year from the FEDERAL REGISTER publication of final notice of conditional approval to Louisiana's General Conformity SIP.

(b) [Reserved]

[61 FR 48412, Sept. 13, 1996]

40 CFR Ch. I (7-1-97 Edition)

§ 52.995 Enhanced ambient air quality monitoring.

(a) The Governor of the State of Louisiana submitted the photochemical assessment monitoring stations (PAMS) State Implementation Plan (SIP) revision for the Baton Rouge ozone non-attainment area on September 10, 1993. This SIP submittal satisfies 40 CFR 58.20(f), which requires the State to provide for the establishment and maintenance of PAMS.

(b) The Baton Rouge ozone non-attainment area is classified as Serious and includes Ascension, East Baton Rouge, Iberville, Livingston, Pointe Coupee, and West Baton Rouge Parishes.

[61 FR 31037, June 19, 1996]